

DOCKET NO: A0752.70001US01

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Stahl et al.
Serial No: 10/766,755
Confirmation No: 2264
Filed: January 28, 2004
For: METHODS AND PRODUCTS FOR REGULATING
LECTIN COMPLEMENT PATHWAY ASSOCIATED
COMPLEMENT ACTIVATION
Examiner: Not Yet Assigned
Art Unit: 1644

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 2 day of August, 2004.


Kristin J. Ketelhut

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT FILED PURSUANT TO THE DUTY OF
DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

PART I: Compliance with 37 C.F.R. §1.97

This Information Disclosure Statement has been filed before the mailing date of a first Office Action on the merits in the above-identified case.

No fee or certification is required.

PART II: Information Cited

The Applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

The Applicant hereby makes the following additional information of record in the above-identified application.

The Applicant would like to bring to the Examiner's attention the following co-pending applications that may contain subject matter related to this application:

| <u>Docket No.</u> | <u>Serial No.</u> | <u>Filing Date</u> | <u>Inventor(s)</u> |
|-------------------|-------------------|--------------------|--------------------|
| A0752.70001US00 | 09/464,303 | 15 December 1999 | Stahl et al. |
| A0752.70003US00 | 09/638,420 | 14 August 2000 | Stahl et al. |

The Applicant would like to bring to the Examiner's attention the enclosed search report(s) or other communication(s) from corresponding International or Foreign National Application(s).

| <u>Docket No.</u> | <u>Serial No.</u> | <u>Date of Mailing</u> | <u>Type of Communication</u> |
|-------------------|-------------------|------------------------|--|
| A0752.70001WO00 | PCT/US99/29919 | 22 February 2001 | International Preliminary Examination Report |
| A0752.70001WO00 | PCT/US99/29919 | 6 April 2000 | International Search Report |
| A0752.70001EP00 | EPO/99967362.7 | 24 January 2002 | European Search Report |
| A0752.70003WO00 | PCT/US00/22123 | 26 November 2001 | International Preliminary Examination Report |
| A0752.70003WO00 | PCT/US00/22123 | 27 September 2001 | Written Opinion |
| A0752.70003WO00 | PCT/US00/22123 | 21 September 2001 | Written Opinion |
| A0752.70003WO00 | PCT/US00/22123 | 30 March 2001 | Written Opinion |
| A0752.70003WO00 | PCT/US00/22123 | 29 December 2000 | International Search Report |

The Applicant would like to bring to the Examiner's attention the following other information:

| <u>Docket No.</u> | <u>Serial No.</u> | <u>Date of Mailing</u> | <u>Type of Document</u> |
|-------------------|-------------------|------------------------|-------------------------|
| A0752.70001US00 | 09/464,303 | 27 July 2004 | Office Communication |
| A0752.70001US00 | 09/464,303 | 22 December 2003 | Office Communication |
| A0752.70001US00 | 09/464,303 | 27 June 2003 | Office Communication |
| A0752.70001US00 | 09/464,303 | 15 October 2002 | Office Communication |

| <u>Docket No.</u> | <u>Serial No.</u> | <u>Date of Mailing</u> | <u>Type of Document</u> |
|-------------------|-------------------|------------------------|-------------------------|
| A0752.70001US00 | 09/464,303 | 7 May 2002 | Office Communication |
| A0752.70001US00 | 09/464,303 | 31 July 2001 | Office Communication |
| A0752.70003US00 | 09/638,420 | 21 October 2003 | Office Communication |
| A0752.70003US00 | 09/638,420 | 14 January 2003 | Office Communication |

The following are remarks concerning the other information cited:

PART III: Remarks

Documents cited anywhere in the Information Disclosure Statement are enclosed unless otherwise indicated. It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

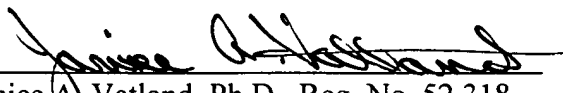
By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted,
Stahl et al., Applicant

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Docket No. A0752.70001US01
Date: August 2, 2004
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| FORM PTO-1449/A and B (Modified) | | APPLICATION NO.: 10/766,755 | ATTY. DOCKET NO.: A0752.70001US01 |
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| | | GROUP ART UNIT: 1644 | EXAMINER: Not Yet Assigned |
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U.S. PATENT DOCUMENTS

| Examiner's Initials | Cite No. | U.S. Patent Document | | Name of Patentee or Applicant of Cited Document | Date of Publication or of issue of Cited Document MM-DD-YYYY |
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| Examiner's Initials | Cite No. | Foreign Patent Document | | | Name of Patentee or Applicant of Cited Document (not necessary) | Date of Publication of Cited Document MM-DD-YYYY | Translation (Y/N) |
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| | | Office/Country | Number | Kind Code | | | |
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| | B10 | WO | 97/31121 | A1 | The University of British Columbia | 08-28-1997 | |

OTHER ART — NON PATENT LITERATURE DOCUMENTS

| Examiner's Initials | Cite No | Include name of the author (in CAPITAL LETTERS) title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, relevant page(s), volume-issue number(s), publisher, city and/or country where published. | Translation (Y/N) | |
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| EXAMINER | DATE CONSIDERED |
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#EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

*a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. 09/464,303, filed December 15, 1999, and relied upon for an earlier filing date under 35 U.S.C. 120 (continuation, continuation-in-part, and divisional applications).

**a copy of this patent or patent application is not enclosed pursuant to the waiver by the USPTO of the requirement under 37 C.F.R. 1.98 (a)(2)(i) for patent applications filed after June 30, 2003.

[NOTE - Must provide a copy of any patent, publication, other information listed, even if it was previously submitted to, or cited by, the U.S. Patent Office in an earlier application, unless the earlier application is identified by the IDS and is relied upon for an earlier filing date under 35 U.S.C. §120, and the copy was provided in the earlier application.]